

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EDWARD SAMS,

Petitioner,

-v-

JOHN J. DONELLI, Superintendent of Bare
Hill Correctional Facility,

Respondent.
-----X

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 7/28/08

07 Civ. 4600 (DLC)

ORDER

DENISE COTE, District Judge:

For the reasons stated in the Opinion and Order issued in this action on July 28, 2008, it is hereby

ORDERED that petitioner Edward Sams shall make a submission to the Court on or before September 5, 2008, addressing the issue of procedural default. Failure to make such a submission will result in the dismissal of the habeas petition.

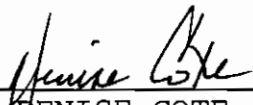
IT IS FURTHER ORDERED that, in the event that Sams makes a timely submission pursuant to this Order, the respondent may submit a response on or before September 19, 2008.

IT IS FURTHER ORDERED that when filing any papers with the Court, the parties shall provide a courtesy copy to Chambers by sending them to this Court's Pro Se Office, Room 230, United

States Courthouse, 500 Pearl Street, New York, New York 10007.

SO ORDERED:

Dated: New York, New York
July 28, 2008



DENISE COTE
United States District Judge

COPIES SENT TO:

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